IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Writ Petition No. 643 (S/B) of 2002

Dr. Sapna Misra
aged about 36 years,
w/o Dr. Anadi Misra,
r/o 1393 'Ta' Colony,
District Udham Singh Nagar. ……. Petitioner

Versus

G.B. Pant University of Agriculture &
Technology Pant Nagar and another…… Respondents.

Mr. B.D. Upadhyaya, Advocate, for the petitioner.
Mr. R. Dobhal, Advocate, for the respondents.

Coram: Hon'ble S.H. Kapadia, C.J.
Hon'ble Rajesh Tandon, J.

Dated: 08.09.2003:

PC:

Rule.

Respondents waive service.

An advertisement was issued on 18.11.1998 by the Govind Ballabh University of Agriculture and Technology, Pant Nagar. Pursuant to the advertisement, the petitioner applied for the post of Assistant Professor of Anatomy and Histology. The petitioner was selected. She was put on item no.2 in the select list. The Candidate at serial no.1 in the select list did not join. Therefore, the petitioner was entitled to be appointed. This happened in the year 1999. Petitioner wrote to the University to appoint her. However at that time, there was ban on recruitment imposed by the State of U.P. Therefore, the petitioner could not be appointed. The ban was lifted in the April, 2002. The State of Uttaranchal has approved one post for Anatomy. The University has till date not decided to appoint the petitioner. In the interest of justice, we recommend her appointment to the said post subject to her fulfilling all other conditions.

The University will decide within a period of three weeks from today whether to appoint the petitioner to that post of Assistant Professor. While deciding this point, the University will also bear in mind that Dr. Sajnai Kumar Srivastava, who has applied against the same advertisement and who

was at serial no.3 in a different department has been appointed on the post of Assistant Professor on 4.3.2002.

The petition is disposed of accordingly.

(Rajesh Tandon, J.) **(S.H. Kapadia, C.J.)**

AK.